

**BEFORE THE  
BOARD OF VOCATIONAL NURSING AND PSYCHIATRIC TECHNICIANS  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Filed Against:

Case No.: VN-2005-1315

**TAHNESIA ROSHANTE HALL**  
1070 Freeman Avenue, #2  
Long Beach, CA 90804

**DEFAULT DECISION  
AND ORDER**

Vocational Nurse License No. VN 200571

Respondent.

Tahnasia Roshante Hall ("Respondent") was served Accusation No. VN-2005-1315; Statement to Respondent; Notice of Defense form; copies of Government Code sections 11507.5, 11507.6 and 11507.7; and Request for Discovery by both first class and certified mail on November 12, 2008 at her address of record as provided in sections 11503 and 11505 of the Government Code of the State of California.

Respondent failed to file a Notice of Defense within the time specified in Government Code section 11506.

The Board of Vocational Nursing and Psychiatric Technicians ("Board") has determined that Respondent has waived her rights to a hearing to contest the merits of the Accusation and that the Board will take action on the Accusation without a hearing, pursuant to Government Code section 11520.

The Board makes the following findings of fact:

**FINDINGS OF FACT**

1. Teresa Bello-Jones, J.D., M.S.N., R.N., made and filed the Accusation solely in her capacity as the Board's Executive Officer.

2. On August 14, 2002, the Board issued Vocational Nurse License Number VN 200571 to Respondent. Said license expired on March 31, 2008 and has not been renewed.

3. Pursuant to Business and Professions Code section 2875, the Board may discipline any licensed vocational nurse for any reason provided in Article 3 of the Vocational Nursing Practice Act.

1           4. Pursuant to Business and Professions Code section 118(b), the expiration of a  
2 license shall not deprive the Board of jurisdiction to proceed with a disciplinary action during the  
3 period within which the license may be renewed, restored, reissued, or reinstated. Under Business  
4 and Professions Code section 2892.1, the Board may renew an expired license at any time within  
5 four years after the expiration.

6           5. Respondent has subjected her license to discipline under Business and  
7 Professions Code sections 490 and 2878(f), in that Respondent was convicted of crimes substantially  
8 related to the qualifications, functions or duties of a licensed vocational nurse, as described in  
9 Accusation No. VN-2005-1315, a copy of which is attached as Exhibit "1" and incorporated by  
10 reference.

11           6. Respondent has subjected her license to discipline under Business and  
12 Professions Code section 2878(j), in that Respondent committed an act involving dishonesty, as  
13 described in Accusation No. VN-2005-1315.

14           7. Respondent has subjected her license to discipline under Business and  
15 Professions Code section 2878(a) on the grounds of unprofessional conduct as defined in sections  
16 2878(f) and 2878(j), in that Respondent was convicted of substantially related crimes and committed  
17 acts involving dishonesty, as described in Accusation No. VN-2005-1315.

#### 18                           **DETERMINATION OF ISSUES**

19           Based on the foregoing Findings of Fact, Respondent has subjected her license to  
20 discipline under Business and Professions Code sections 490, 2878(a), 2878(f), and 2878(j).

#### 21                           **LOCATION OF RECORD**

22           The record on which this Default Decision is based is located at the Sacramento office  
23 of the Board of Vocational Nursing and Psychiatric Technicians.

#### 24                           **ORDER**

25           **WHEREFORE**, the Board of Vocational Nursing and Psychiatric Technicians makes  
26 the following order:


27           Vocational Nurse License Number VN 200571 authorizing Respondent to act as a  
28 vocational nurse is hereby revoked.

1 Respondent shall have the right to petition for reinstatement of the aforesaid license  
2 pursuant to the provision of section 2878.7(a)(1) of the Business and Professions Code.

3 Respondent shall not be deprived of making any further showing by way of  
4 mitigation; however, such showing must be made directly to the Board of Vocational Nursing and  
5 Psychiatric Technicians, 2535 Capitol Oaks Drive, Suite 205, Sacramento, California, 95833 prior to  
6 the effective date of this Decision.

7 This Default Decision shall become effective on March 28, 2009

8 Dated and signed February 26, 2009

9  
10  
11   
12 John P. Vertido, L.V.N.  
13 President  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

27 Attachments: Exhibit "1", Accusation No. VN-2005-1315 and Declaration of Service  
28

Exhibit "1"  
Accusation No. VN-2005-1315 and Declaration of Service

NOV 12 2008

**Board of Vocational Nursing  
and Psychiatric Technicians**

EDMUND G. BROWN JR. Attorney General  
of the State of California  
GLORIA A. BARRIOS  
Supervising Deputy Attorney General  
KIMBERLEY J. BAKER-GUILLEMET, State Bar No. 242920  
Deputy Attorney General  
California Department of Justice  
300 So. Spring Street, Suite 1702  
Los Angeles, CA 90013  
Telephone: (213) 897-2533  
Facsimile: (213) 897-2804

Attorneys for Complainant

**BEFORE THE  
DEPARTMENT OF CONSUMER AFFAIRS  
BUREAU OF VOCATIONAL NURSING AND PSYCHIATRIC TECHNICIANS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. VN-2005-1315

TAHNESIA ROSHANTE HALL AKA  
TAHNESIA HAU AKA  
TAHNESIA ROCHELLE HALL  
1070 Freeman Avenue #2  
Long Beach, CA 90804

**ACCUSATION**

Vocational Nurse License No. VN 200571

Respondent.

Complainant alleges:

**PARTIES**

1. Teresa Bello-Jones, J.D., M.S.N., R.N. (Complainant) brings this  
Accusation solely in her official capacity as the Executive Officer of the Bureau of Vocational  
Nursing and Psychiatric Technicians, Department of Consumer Affairs.

2. On or about August 14, 2002, the Bureau of Vocational Nursing and  
Psychiatric Technicians (Bureau) issued Vocational Nurse License No. VN 200571 to Tahnesia  
Roshante Hall aka Tahnesia Hau aka Tahnesia Rochelle Hall (Respondent). The Vocational  
Nurse License was in full force and effect at all times relevant to the charges brought herein and  
expired on March 31, 2008.

///

## JURISDICTION

3. This Accusation is brought before the Bureau of Vocational Nursing and Psychiatric Technicians (Bureau), under the authority of the following laws. All section references are to the Business and Professions Code unless otherwise indicated.

## STATUTORY PROVISIONS

4. Section 2875 of the Business and Professions Code ("Code") provides, in pertinent part, that the Bureau may discipline the holder of a vocational nurse license for any reason provided in Article 3 (commencing with section 2875) of the Vocational Nursing Practice Act.

5. Section 118, subdivision (b), of the Code provides that the suspension, expiration, surrender or cancellation of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary action during the period within which the license may be renewed, restored, reissued or reinstated. Under section 2892.1 of the Code, the Board may renew and expired license at any time within four years after the expiration.

6. Section 477, subdivision (a), of the Code provides that "Board" includes "bureau," "commission," "committee," "department," "division," "examining committee," "program," and "agency."

7. Section 2878 of the Code states:

"The Board may suspend or revoke a license issued under this chapter [the Vocational Nursing Practice Act (Bus. & Prof. Code, 2840, et seq.)] for any of the following:

"(a) Unprofessional conduct, which includes, but is not limited to, the following:

...

"(f) Conviction of a crime substantially related to the qualifications, functions, and duties of a licensed vocational nurse, in which event the record of the conviction shall be conclusive evidence of the conviction.

...

"(j) The commission of any act involving dishonesty, when that action is related to the duties and functions of the licensee.

1           8.     California Code of Regulations, title 16, section 2504, states:

2           "All persons holding a license from the Board shall file their current mailing  
3 address with the Board at its office in Sacramento, and shall immediately notify the Board  
4 of any and all changes of mailing address, within 30 days after the change, giving both their old  
5 and new addresses and license number."

6           9.     Section 490 of the Code states:

7           "(a) ... [A] board may suspend or revoke a license on the ground that the licensee  
8 has been convicted of a crime, if the crime is substantially related to the qualifications, functions,  
9 or duties of the business or profession for which the license was issued.

10           ...  
11           "(c) A conviction within the meaning of this section means a plea or verdict of  
12 guilty or a conviction following a plea of nolo contendere. Any action which a board is  
13 permitted to take following the establishment of a conviction may be taken when the time for  
14 appeal has elapsed, or the judgment of conviction has been affirmed on appeal, or when an order  
15 granting probation is made suspending the imposition of sentence, irrespective of a subsequent  
16 order under the provisions of Section 1203.4 of the Penal Code.

17           10.    Section 125.3 of the Code provides, in pertinent part, that the Board may  
18 request the administrative law judge to direct a licensee found to have committed a violation or  
19 violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation  
20 and enforcement of the case.

21                           **FIRST CAUSE FOR DISCIPLINE**

22                           **(Convictions of Substantially Related Crimes)**

23           11.    Respondent is subject to disciplinary action pursuant to section 2878,  
24 subdivision (f), and 490 in that Respondent was convicted of crimes substantially related to the  
25 qualification, functions or duties of a licensed vocational nurse, as follows:

26           a.     On or about June 19, 2006, in the case entitled *The People of the State of*  
27 *California vs. Tahnesia Rochelle Hall* (Superior Court of California, County of Los Angeles,  
28 Case. No. NA066411), Respondent was convicted by a jury of the following: (1) one count of

1 violating Penal Code section 459, a felony, (burglary), (2) one count of violating Penal Code  
2 section 245 (b), a felony, (assault with a deadly weapon semiautomatic firearm), (3) one count of  
3 violating Penal Code section 140 (a), a felony, (threatening a witness), (4) one count of violating  
4 Penal Code section 136.1 (c)(1), a felony, (preventing/dissuading a witness with force/threat) and  
5 (5) three counts of violating Penal Code section 236, a misdemeanor, (false imprisonment). On  
6 August 31, 2006, Respondent was sentenced to serve a total of twelve (12) years and ten (10)  
7 months for these convictions. Respondent is currently incarcerated.

8 i. The circumstances surrounding the conviction are that on or about  
9 May 9, 2005, Respondent and her boyfriend (also her co-defendant) entered a dwelling in search  
10 of J.H., who had witnessed Respondent's boyfriend stab another individual, R.T. on May 6,  
11 2005. Respondent was also present during the stabbing.

12 Once inside, Respondent asked one of the occupants of the home, M.S., where J.H. was  
13 while her boyfriend grabbed M.S. by the arm and told him to sit on the couch. Victim R.T.'s  
14 seven year-old son came into the area where Respondent and her boyfriend were and was also  
15 told to sit down.

16 Respondent's boyfriend next went into the bedroom of another witness to the May 6,  
17 2005, stabbing, R.F. After finding R.F. in the bed, Respondent's boyfriend turned on the light  
18 and pointed a gun about three to five inches from R.F.'s head and stated that she had been  
19 implicating him in the May 6, 2005, stabbing of R.T. As he continued to talk to R.F., M.S. (one  
20 of the occupants of the home) attempted to get up and run outside, but Respondent, who was  
21 standing at the door, told him to sit down and to not look at her face.

22 b. On or about January 6, 2006, in the case entitled *The People of the State of*  
23 *California vs. Tahnesia Rochelle Hall* (Superior Court of California, County of Los Angeles,  
24 Case. No. 4LL07776), Respondent was convicted on her plea of nolo contendere to one count of  
25 violating Vehicle Code section 14601.1(a), a misdemeanor, (driving with a suspended license).

26 i. The circumstances surrounding the conviction are that on or about  
27 August 24, 2004, Respondent drove a vehicle with a suspended license. Respondent was  
28 sentenced to serve ten (10) days in county jail for this conviction and was placed on probation for



1 three (3) years.

2 **SECOND CAUSE FOR DISCIPLINE**

3 **(Commission of Any Act Involving Dishonesty)**

4 12. Respondent is subject to disciplinary action under section 2878,  
5 subdivision (j) of the Code on the grounds that she committed an act involving dishonesty in that  
6 on February 24, 2006, Respondent submitted an application for renewal of her LVN license. The  
7 application included the question: "Since you last renewed your license, have you been convicted  
8 of or pled nolo contendere to any violation of any law of any state in the United States or a  
9 foreign country?" Respondent answered that she had not been convicted of or pled nolo  
10 contendere to any violation of any law since she had last renewed her license, when in fact she  
11 had been convicted on her plea of nolo contendere to one count of violating Vehicle Code section  
12 14601.1(a), a misdemeanor, (driving with a suspended license) on January 6, 2006, as more fully  
13 set forth in paragraph 11b, above.

14 **THIRD CAUSE FOR DISCIPLINE**

15 **(Unprofessional Conduct)**

16 13. Respondent is subject to disciplinary action under section 2878,  
17 subdivision (a) of the Code on the grounds of unprofessional conduct as defined in section 2878,  
18 subdivisions (f) and (j) in that Respondent was convicted of substantially related crimes and  
19 committed acts involving dishonesty as more fully set forth in paragraph 11, above.

20 **AGGRAVATING FACTORS**

21 14. To determine the degree of penalty, if any, to be imposed on Respondent,  
22 Complainant alleges:

23 a. On or about November 18, 1998, prior to her licensure as a Vocational  
24 Nurse, in the case entitled *The People of the State of California vs. Tahnesia Rochelle Hall*  
25 (Municipal Court, West Judicial District, County of Orange, State of California, Case. No.  
26 HB96WM03290), Respondent was convicted on her plea of guilty to one count of violating  
27 Penal Code section 470(a), a misdemeanor, (forgery of checks), and one count of violating Penal  
28 Code section 459, a misdemeanor, (burglary).

1 i. The circumstances surrounding the conviction are as follows:  
2 (1) on or about January 27, 1996, Respondent willfully and unlawfully falsely attempted to pass a  
3 fictitious check in the sum of \$1508.37, knowing the check to be fictitious with the intent to  
4 prejudice, damage and defraud Union Bank and (2) on or about January 27, 1996, Respondent  
5 willfully and unlawfully entered a commercial structure, Montgomery Ward, with the intent to  
6 commit a felony therein.

7 Respondent was sentenced to complete ten (10) days of CalTrans duty and was ordered to  
8 stay away from Union Bank and Montgomery Ward retail store. The Bureau was aware of this  
9 conviction prior to issuing Respondent her license.

10 **PRAYER**

11 WHEREFORE, Complainant requests that a hearing be held on the matters herein  
12 alleged, and that following the hearing, the Bureau of Vocational Nursing issue a decision:

- 13 1. Revoking or suspending Vocational Nurse License Number VN 200571,  
14 issued to Tahnesia Roshante Hall aka Tahnesia Hau aka Tahnesia Rochelle Hall Tahnesia  
15 Roshante Hall.
- 16 2. Ordering Tahnesia Roshante Hall to pay the Bureau the reasonable costs of  
17 the investigation and enforcement of this case, pursuant to Business and Professions Code  
18 section 125.3;
- 19 3. Taking such other and further action as deemed necessary and proper.

20  
21 DATED: November 12, 2008

22  
23 

24 TERESA BELLO-JONES, J.D., M.S.N., R.N.  
25 Executive Officer  
26 Bureau of Vocational Nursing and Psychiatric Technicians  
27 State of California  
28 Complainant

**DECLARATION OF SERVICE BY CERTIFIED MAIL  
AND  
DECLARATION OF SERVICE BY FIRST CLASS MAIL**

Case Name: In the Matter of the Accusation Against:  
Tahncsia Roshante Hall

Case No.: VN-2005-1315

I declare:

I am employed in the County of Sacramento, California, I am 18 years of age or older and not a party to the within entitled cause; my business address is 2535 Capitol Oaks Drive, Suite 205, Sacramento, California 95833-2945.

On November 12, 2008, I served the attached:

ACCUSATION, STATEMENT TO RESPONDENT, NOTICE OF DEFENSE (2 COPIES),  
COPY OF GOVERNMENT CODE SECTIONS 11507.5, 11507.6 AND 11507.7, AND  
REQUEST FOR DISCOVERY

in said cause, by placing a true copy thereof enclosed in two separate sealed envelopes with postage thereon fully prepaid by Certified Mail and First Class Mail, in the United States mail at Sacramento, California, addressed as follows:

NAME/ADDRESS

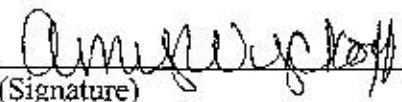
CERTIFIED MAIL NUMBER

Tahncsia Roshante Hall  
1070 Freeman Avenue, #2  
Long Beach, CA 90804

7008 0500 0002 0342 2728

I declare under penalty of perjury the foregoing is true and correct, and that this declaration was executed at Sacramento, California on November 12, 2008.

Amy Wyckoff  
(Typed Name)

  
(Signature)

cc: Kimberley J. Baker-Guillemet, Deputy Attorney General